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UNITED STATES DISTRICT COURT
DISTRICT OF OREGON

GRASSHOPPER HOUSE, LLC,
et al. Plaintiff(s),

vs.

Case No: 3:09-cv-00778-HA

ACCELERATED RECOVERY
CENTERS, LLC, et al. Defendant(s).

APPLICATION FOR SPECIAL
ADMISSION - *PRO HAC VICE*

As local counsel in the above captioned case and in accordance with LR 83.3, I am recommending the following attorney for admission *pro hac vice*:

1. **Pro Hac Vice Attorney Certification:** I have read and understand the requirements of LR 83.3, and certify that the following information is correct:

(A) **Personal Data:**

- (1) Name: **David P. Miranda**
- (2) Firm or Business Affiliation: **Heslin Rothenberg Farley & Mesiti P.C.**
- (3) Mailing Address, City, State and Zip Code: **5 Columbia Circle, Albany, NY 12203**
- (4) Business E-mail Address: **dpm@hrfmlaw.com**
- (5) Business Telephone Number: **518-452-5600**
- (6) Fax Telephone Number: **518-452-5579**

(B) **Bar Admissions Information:** I certify that I am now a member in good standing of the following State and/or Federal Bar Association:

- (1) State Bar Admissions: Name of court; admissions standing, date of admission, and BAR ID number.
New York; in good standing; February 9, 1989; 2,243,327
- (2) Federal Bar Admissions: Name of court; admissions standing, date of admission, and BAR ID number.
**In good standing for the following: NDNY, 1989, BRN-103,536;
WDNY, 1990; EDNY, 2007, BRN: DM 1149; SDNY, 2007, BRN: DM 1149
US District Court Massachusetts, 2001;
US Court of Appeals 2nd Cir., 1996, BRN: 96-387;
US Court of Appeals 9th Cir., 2007;
Federal Circuit Court of Appeals, 2004; Supreme Court 1996**

Revised May 17, 2006

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(C) **Certification of Disciplinary Proceedings:**

X I certify that I am not now, nor have I ever been, subject to any disciplinary action by any state or federal bar association or administrative agency; or,

— I certify that I am now, or have been subject, to disciplinary action from a state or federal bar association or administrative agency. (Attach a letter of explanation to this application.)

(D) **Certification of Professional Liability Insurance:** I have a professional liability insurance policy which is current and will apply in this case, and that policy will remain in effect during the course of these proceedings.

(E) **Representation Statement:** I am representing the following party(s) in this case:
Defendant Baldwin Research Institute, Inc.

(F) **CM/ECF Registration:** Concurrent with approval of this *pro hac vice* application, I acknowledge that I will automatically be registered to access the court's Case Management/Electronic Case File system. (See ecf.ord.uscourts.gov). I consent to electronic service pursuant to Fed. R. Civ. P. 5(b)(2)(D) and LR 100.2(c)

2. **Certification of Associated Local Counsel:** I certify the information contained in this application is true, that I am member in good standing of the Bar of this Court, that I have read and understand the requirements of LR 83.3, and that I will serve as designated local counsel in this particular case.

DATED this 31st day of August, 2009.


(Signature of Local Counsel)

Typed Name and Oregon State Bar ID Number
Firm or Business Affiliation
Mailing Address, City, State & Zip Code
Business E-mail Address
Business Telephone Number

J. Christopher Carraway, OSB No. 961723
KLARQUIST SPARKMAN, LLP
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chris.carraway@klarquist.com
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Facsimile: 503-595-5301


(Signature of Pro Hac Counsel)

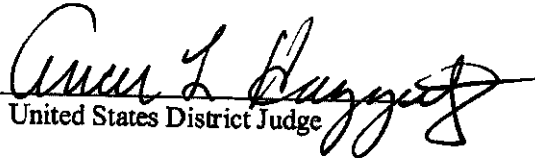
Typed Name
Firm or Business Affiliation
Mailing Address, City, State & Zip Code
Business E-mail Address
Business Telephone Number

David P. Miranda, pro hac vice
HESLIN ROTHENBERG FARLEY &
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COURT ACTION

☒ Application approved subject to payment of fees
☐ Application approved and fee waived
☐ Application denied

9-3-09
Date


United States District Judge

cc: Counsel of Record

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on August 31, 2009, a true copy of the foregoing
**BALDWIN RESEARCH INSTITUTE, INC.'S APPLICATIONS FOR SPECIAL
ADMISSION PRO HAC VICE FOR DAVID P. MIRANDA AND SHANNA K. OB'BRIEN**
was filed with the Clerk of Court and delivered to the following:

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VIA FIRST CLASS MAIL

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*Attorneys for Plaintiffs Passages Silver
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**UNITED STATES DISTRICT COURT
DISTRICT OF OREGON**

**ELECTRONIC CASE FILING SYSTEM
ATTORNEY/PARTICIPANT REGISTRATION FORM**

This form must be used to register for an account on the Court's Case Management/Electronic Case File (CM/ECF) system. By submitting this registration form, the undersigned agrees to abide by the requirements stated herein. The following information is required for registration.

First/Middle/Last Name: David P. Miranda

OSB ID # (or case name & number if admitted Pro Hac Vice) 3:09-cv-00778-HA

Firm Name: Heslin Rothenberg Farley & Mesiti P.C.

Firm Address: 5 Columbia Circle
Albany, New York 12203

Voice Telephone Number: 518-452-5600

Fax Phone Number: 518-452-5579

Internet E-Mail Address: dpm@hrfmlaw.com

Attorneys will have privileges to electronically file court documents, view official docket sheets and documents associated with cases, and query various case reports for cases on the CM/ECF system. The CM/ECF System follows and must be used in conjunction with the Federal Rules of Civil Procedure, the Local Rules of Civil Practice, and the administrative orders and policies of the United States District court for the District of Oregon.

In order to file documents electronically, CM/ECF participants will need the following:

- a personal computer, a Pentium PC is recommended, running a standard platform such as Windows 95, Windows NT, or Macintosh

- Adobe Acrobat Reader/Writer 3.0 or higher software to convert documents from a word processor format to a portable document format (PDF)
- Macintosh or Windows-based word processor
- Netscape Communicator software version 4.7 or greater, or Microsoft Internet Explorer 5.0 or greater.
- Internet provider using Point to Point Protocol (PPP)
- Electronic (e-mail) access
- Access to a scanner if non-computerized documents need to be imaged. (Note that native word processor documents are superior to scanned documents, and that large scanned documents produce unworkably bulky files.
- A PACER Service account. The Judicial Conference of the United States has recently approved a schedule of fees to be charged for selected electronic records access requests by users of the CM/ECF system. This requires a PACER account in addition to the CM/ECF registration requirements imposed by LR 83.1(e). Contact the PACER Service Center at pacer.psc.uscourts.gov or call the Pacer Service Center at 800-676-6856 or (210) 301-6440. See the courts' website at ord.uscourts.gov for additional information about this requirement.

The use of a participant's login and password constitute that participant's *signature* pursuant to Fed. R. Civ. P. 11 on all submissions made to the system. Submissions must also conform with LR 11.1 and the signature line must appear as s/ Jane Doe (*See* LR 100.8(b)(2)).

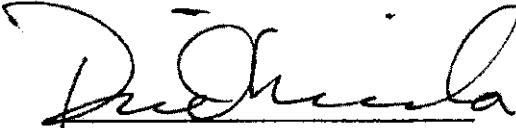
Participant's must take appropriate steps to protect their login and passwords. If the login and passwords become compromised, the court must be immediately notified.

Registration constitutes a participant's consent to service by electronic means as substitute for service pursuant to Fed. R. Civ. P. 5(b)(2)(D) and LR 100.13(a).

Please mail or fax this form to:

**Clerk, US District Court
1000 SW Third Avenue, Suite 740
Portland, OR 97204-2902
Attention: CM/ECF Registration
(503) 326-8010**

Date: August 31, 2009


Applicant's Signature